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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/778,917	02/08/2001	Takashi Ikemori	1466.1026	5837
21171	7590	02/10/2006	EXAMINER	
STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005			WEBB, JAMISUE A	
			ART UNIT	PAPER NUMBER
			3629	

DATE MAILED: 02/10/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/778,917

Applicant(s)

IKEMORI ET AL.

Examiner

Jamisia A. Webb

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 November 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 2-9 and 18 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 2-9 and 18 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

1. In response to Amendment filed 11/15/05.
2. Claims 2-9, and 18 are currently pending.
3. Claims 1 and 10-17 cancelled by amendment.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 2-9 and 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Tsukuda (6,085,170) in view of Handel et al. (6,195,651).
6. With respect to Claims 5, 8 and 18: Tsukuda discloses the delivery server with a storage medium (See Figure 1) and a method (with means for) comprising:
 - a. Registering consignment information for the delivered good and for the agent receiving the goods (See Figure 1, and Column 2, lines 42-47), Tsukuda discloses registering a plurality of consignment relay stations (Column 6, lines 37-39, 65-67, column 8, lines 1-4) it is the examiner's position that it is inherent that when an agent is used the delivery address is registered, in order to know where the goods are to be delivered;

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- b. Transmitting delivered goods information or parcel information from the distribution server to the receiver via e-mail before the goods are delivered (See Figure 5, and column 5, lines 14-32);
 - c. Receiving information about date, time and consignment relay station, or agent location that is designated by the customer (Column 2, lines 42-47, column 8, line 63 to column , line 13, and Figures 5 and 12);
 - d. Means for instructing the delivery of a parcel or goods (Column 7, lines 53-55).
7. Tsukuda discloses registering a home address and a consignment relay station, but fails to disclose the user entering a home address, and a work address, where the user can select either address and the system transmits information with regards to the vicinity of the home address or the work address. Handel discloses a customized web page, where a user can log on, and have multiple profiles. Where localized content is given to the user based on which profile is selected (See Column 31 line 45 to Column 32, line 42). It would have been obvious to one having ordinary skill in the art at the time the invention was made to modify Tsukuda, to include the capability of the customer to creating two profiles, home and work, when a user registers for the system, in order to provide a customer with information that is targeted to the location of the customer for ultimate ease and convenience. (See Handel, Column 29)
8. The examiner considers the fact that Handel can log on and choose which profile to use to be a means for transmitting information for requiring the receiver to designate the home address of the working address and means for receiving information showing which address the receiver designated. Handel discloses localized content is extracted based on the user's address and given to the user, the examiner considers this to be a means for extracting from the database,

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information regarding consignment replay stations located in a vicinity of the designated home address or the designated work address and means for transmitting extracted information.

9. With respect to Claim 2: Tsukuda discloses a method of delivering parcels, where the size (or dimension) of the parcel is needed (column 9, lines 56-64), and the relay station is chosen (column 6, lines 49-52). Tsukuda discloses the system collecting delivery goods information and also discloses the cost of delivery (column 9 lines 4-8). When shipping parcels or goods, weight is needed to determine the cost or rate of shipping, therefore it is inherent in the Tsukuda reference that the delivery goods information includes weight. If it is not inherent in Tsukuda that the delivery goods information includes weight, then it is well known and obvious to one of ordinary skill in the art at the time the invention was made, that weight is collected when shipping any sort of package or goods, to calculate the rate or cost of shipping and delivery. For example when mailing something such as a business size envelope, the post office weighs the envelope to see if the correct postage is attached to it.

10. With respect to Claims 3 and 6: Tsukuda discloses an input/output device that is capable of displaying a map (See Figure 1) and Handel discloses transmitting information in the form of a map in regards to the users geographical area (See Column 37, lines 5-12).

11. With respect to Claim 4: See Tsukuda, column 9, lines 1-46.

12. With respect to Claim 7: See Tsukuda, column 7, lines 52-55.

13. With respect to Claim 9: See Tsukuda, Column 9, lines 33-46.

Response to Arguments

14. Applicant's arguments filed 11/15/05 have been fully considered but they are not persuasive. With respect to Applicant's arguments that the prior art of record does not disclose extracting information regarding consignment relay stations located in the vicinity of a designated address. As stated above, Tsukuda discloses the use of multiple consignment relay stations being capable of use. Handel discloses displaying and extracting information and transmitting the information to a user that is localized to the designated address, therefore the combination of Tsukuda and Handel disclose extracting information in the vicinity of the designated address, where the information is in regards to the consignment relay station. Tsukuda is used for allowing a user to choose the consignment relay station, Handel is used for providing information which is localized. Therefore the combination of the two references is considered to teach the claim limitations, and rejection stands as stated above.

Conclusion

15. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

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however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

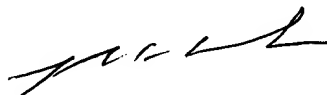
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jamisue A. Webb whose telephone number is (571) 272-6811.

The examiner can normally be reached on M-F (7:30 - 4:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John Weiss can be reached on (571) 272-6812. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Jamisue Webb


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